

UNITED STATES DISTRICT COURT
DISTRICT OF DELAWARE

SEA STAR LINE, LLC,)
a limited liability company,)Civil Action No. 05-CV-245-JJF (LPS)
)
Plaintiff,)
)
-vs-)
)
EMERALD EQUIPMENT LEASING, INC.,)
a corporation,)
)
Defendant,)
)
-vs-)
)
SEA STAR LINE, LLC,)
)
Counter-Defendant.)

**SEA STAR LINE, LLC'S
MOTION FOR PARTIAL SUMMARY JUDGMENT
ON THE AMENDED COUNTERCLAIM**

Sea Star Line, LLC ("Sea Star") moves for summary judgment, pursuant to Federal Rule of Civil Procedure 56. The grounds for the motion, which are set forth in detail in Sea Star's opening brief, are that Emerald Equipment Leasing, Inc. lacks standing to assert certain claims and its tort claims fail as a matter of law. In addition, there are no material facts in dispute and therefore Sea Star is entitled to judgment as a matter of law.

[SIGNATURE FOLLOWS ON NEXT PAGE]

August 14, 2008

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 14th day of August, 2008 a copy of the foregoing **Sea Star Line, LLC's Motion for Partial Summary Judgment on the Amended Counterclaim** was served on the parties listed below in the manner indicated:

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